

SUBSTITUTED TRUSTEE'S DEED

WHEREAS, on November 1, 1990, Joseph L. Miller et ux, Ann C. Miller, executed a deed of trust to R. Conner McAllister, Trustee for the benefit of Bailey Mortgage Company, which deed of trust is recorded in Deed of Trust Book 525 at Page 491 in the office of the Chancery Clerk of the County of DeSoto, State of Mississippi; and

WHEREAS, the aforesaid deed of trust was assigned to Metmor Financial, Inc., by instrument dated November 8, 1990, and recorded in Book 529 at Page 344 of the records of the aforesaid Chancery Clerk; and

WHEREAS, the aforesaid, Metmor Financial, Inc., the holder of said deed of trust and the note secured thereby, substituted John C. Underwood, Jr., as Trustee therein, as authorized by the terms thereof, by instrument dated January 17, 1992 and recorded in the office of the aforesaid Chancery Clerk in Book 607 at Page 667; and

WHEREAS, default having been made in the terms and conditions of said deed of trust and the entire debt secured thereby, having been declared to be due and payable in accordance with the terms of said deed of trust, and the legal holder of said indebtedness, Metmor Financial, Inc., having requested the undersigned Substituted Trustee to execute the trust and sell said land and property in accordance with the terms of said deed of trust for the purpose of raising the sums due thereunder, together with attorney's fees, Substituted Trustee's fees and expense of sale;

WHEREAS, the undersigned Substituted Trustee, after posting and publication of the Notice of Sale as required by the terms of said deed of trust and the laws of the State of Mississippi, within legal hours (being between the hours of 11:00 A.M. and 4:00 P.M.), on the 22nd day of April, 1994, at public outcry offered the hereinafter described property for sale at the Main Front door of the County Courthouse at Hernando, County

of DeSoto, State of Mississippi;

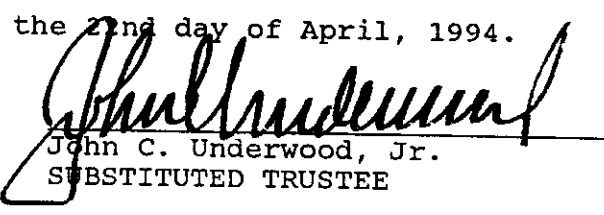
WHEREAS, at such sale, Metmor Financial, Inc. bid the sum of \$56,189.11; and

WHEREAS, said bid by Metmor Financial, Inc. was the highest bid;

NOW, THEREFORE, I, John C. Underwood, Jr., Substituted Trustee, in consideration of the sum of \$56,189.11, do hereby sell and convey unto Metmor Financial, Inc. the following described property located and situated in the County of DeSoto, State of Mississippi, to-wit:

Lot 1388 Section "C" South DeSoto Village Subdivision, in Section 33, Township 1 South, Range 8 West, City of Horn Lake, DeSoto County, Mississippi, as shown by plat thereof recorded in Plat Book 10, Pages 3-8, in the office of the Chancery Clerk of DeSoto County, Mississippi.

WITNESS MY SIGNATURE, this, the 22nd day of April, 1994.


  
John C. Underwood, Jr.  
SUBSTITUTED TRUSTEE

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY came and appeared before me, the undersigned authority in and for the county and state aforesaid, John C. Underwood, Jr., Substituted Trustee, who acknowledged to and before me that he signed and delivered the foregoing Substituted Trustee's Deed of the day and year therein mentioned, and for the purposes therein expressed.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this, the 22nd day of April, 1994.

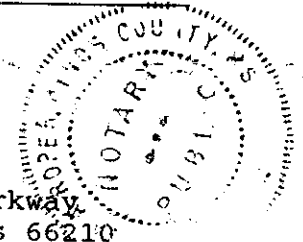
  
NOTARY PUBLIC

My Commission Expires: 2-9-96

Grantor's Address:  
Post Office Box 16852  
Jackson, Mississippi 39236  
(601)981-7773

Prepared by:  
Underwood Law Firm  
Post Office Box 16852  
Jackson, Mississippi 39236  
(601) 981-7773

Grantee's Address:  
9225 Indian Creek Parkway  
Overland Park, Kansas 66210  
(913)661-0555





APR 28 11 32 AM '94

"Dedicated to the people and progress of DeSoto County"

PROOF OF PUBLICATION

BK 270 PG 10  
W.E. DAVIS CH. CLK.  
Wm. Graham, Jr.

THE STATE OF MISSISSIPPI  
COUNTY OF DESOTO

**MELISSA PIERCE** personally appeared before me the undersigned authority in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times, a newspaper published in the Town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 4 consecutive times, as follows, to-wit:

Volume No. 99 on the 31 day of March, 1994

Volume No. 99 on the 7 day of April, 1994

Volume No. 99 on the 14 day of April, 1994

Volume No. 99 on the 21 day of April, 1994

Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Melissa Pierce  
(TITLE)

Sworn to and subscribed before me, this the

22 day of April, 1994

Cheryl L. Fitzgerald

By Notary Public

My commission expires \_\_\_\_\_ My Commission Expires March 17 1997

A. Single first insertion of 394 words @ .08 \$ 31.52  
B. 3 subsequent insertions of 1182 words @ .05 \$ 59.10  
C. Making proof of publication and depositing to same \$ 1.00

TOTAL PUBLISHER'S FEE \$ 91.62

**SUBSTITUTED TRUSTEE'S  
NOTICE OF SALE**

WHEREAS, on November 1, 1990, Joseph L. Miller, et ux, Ann C. Miller, executed a deed of trust to R. Conner McAllister, Trustee for the benefit of Bailey Mortgage Company, which deed of trust is recorded in Deed of Trust Book 525 at Page 491 in the office of the Chancery Clerk of the County of DeSoto, State of Mississippi; and

WHEREAS, the aforesaid deed of trust was assigned to Metmor Financial, Inc., by instrument dated November 8, 1990, and recorded in the office of the aforesaid Chancery Clerk in Book 529 at Page 344; and

WHEREAS, the aforesaid, Metmor Financial, Inc., the holder of said deed of trust and the note secured thereby, substituted John C. Underwood, Jr., as Trustee therein, as authorized by the terms thereof, by instrument dated January 17, 1992, and recorded in the office of the aforesaid Chancery Clerk in Book 607 at Page 667; and

WHEREAS, default having been made in the terms and conditions of said deed of trust and the entire debt secured thereby, having been declared to be due and payable in accordance with the terms of said deed of trust, and the legal holder of said indebtedness, Metmor Financial, Inc., having requested the undersigned Substituted Trustee to execute the trust and sell said land and property in accordance with the terms of said deed of trust for the purpose of raising the sums due thereunder, together with attorney's fees, Substituted Trustee's fees and expense of sale;

NOW, THEREFORE, I, John C. Underwood, Jr., Substituted Trustee in said deed of trust, will on the 22nd day of April, 1994, offer for sale at public outcry for cash to the highest bidder, and sell within legal hours (being between the hours of 11:00 a.m. and 4:00 p.m.) at the Main Front door of the County Courthouse at Hernando, County of DeSoto, State of Mississippi, the following described property situated in the County of DeSoto, State of Mississippi, to-wit:

Lot 1388 Section "C" South DeSoto Village Subdivision, in Section 33, Township 1 South, Range 8 West, City of Horn Lake, DeSoto County, Mississippi, as shown by plat thereof recorded in Plat Book 10, Pages 3-8, in the office of the Chancery Clerk of DeSoto County, Mississippi.

I WILL CONVEY only such title as is vested in me as Substituted Trustee.

WITNESS MY SIGNATURE, this, the 23rd day of March, 1994.

John C. Underwood, Jr.

SUBSTITUTED TRUSTEE

March 31, April 7, 14, 21, 1994 - 394

per 7.50  
Underwood Law Firm  
(envelope)